

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

SEVENTEENTH LEGISLATURE,

JANUARY SESSION, 1837.

PUBLISHED AGREEABLY TO THE RESOLVE OF JUNE 23, 1820.

AUGUSTA:
SMITH & ROBINSON, PRINTERS TO THE STATE.

1837.

shall be apportioned by the Treasurer of State, among the several cities, towns and plantations thereof, upon the basis adopted by him in the distribution of the school fund of eighteen hundred and thirty-seven. And said Treasurer is hereby authorized and directed to pay the same, to the several Agents (for the purpose appointed) on their producing, signing and depositing in his office, the vouchers and receipts required by the seventh sections of this Act. And on receiving the returns of the census, required by this Act, said Treasurer shall so apportion, to the several cities, towns and plantations, their share of the second instalment of said public money, paid to this State, as that the aggregate of both instalments shall be based upon their population as ascertained by said census.

Second instalment to be apportioned so that the aggregate of both instalments shall be based upon the population as ascertained by the census.

SECT. 18. *Be it further enacted*, That any city, town or organized plantation is hereby authorized to appropriate its portion of the surplus revenue, or any part thereof for the same purposes that they have a right to any monies accruing in the Treasury from taxation; also to loan the same in such manner as they deem expedient, on receiving safe and ample security therefor.

Towns, how to appropriate the surplus.

—may loan on safe and ample security.

[Approved by the Governor March 8, 1837.]

Chapter 266.

AN ACT relating to Municipal Courts.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled*, That no person shall act as a Recorder in any Municipal Court, unless such person is a Justice of the Peace and is duly qualified as such, and in the absence or in case of the sickness of both the Judge

Recorders of Municipal Courts must be Justices of the Peace.

In absence or sickness of Judge and Recorder any Justice of the Peace may be designated to act.

and Recorder of said Court, any Justice of the Peace, duly qualified, may be designated by said Judge, and in failure thereof by said Recorder, to perform the duties of said Judge.

In case of vacancy in office of Judge Recorder to act.

SECT. 2. *Be it further enacted*, That when the office of said Judge shall be vacant by resignation or otherwise, the Recorder of said Court shall finish the business pending before said Court, and while said office is vacant Justices of the Peace, duly qualified, may do and perform all the acts and duties appertaining to the office of a Justice of the Peace, in the town or city where any Court aforesaid has been or shall be established, in the same way and manner, as they might have done, if said Court had not been created.

When Act is to take effect.

SECT. 3. *Be it further enacted*, That this Act shall take effect, from and after the day of its passage; and all Acts or parts of Acts, inconsistent with this Act, are hereby repealed.

Part of former Act repealed.

[Approved by the Governor March 15, 1837.]

Chapter 267.

AN ACT additional to an Act, entitled an Act to establish a Municipal Court in the town of Augusta.

Act to establish a Municipal Court in the town of Augusta, not to go into effect unless the town adopt the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled*, That an Act entitled "An Act to establish a Municipal Court in the town of Augusta," shall be null, void, and of no effect, unless a majority of the legal voters of said Augusta, assembled in legal town-meeting, shall decide to accept said Act as herein provided.

Notice to vote on acceptance of this Act to be inserted in warrant calling September meeting.

SECT. 2. *Be it further enacted*, That the Selectmen of the town of Augusta shall insert in the warrant calling the annual meeting in said Augusta for the choice of State officers on the second